

**NOTICE OF INTENT TO ADOPT A PROPOSED  
AMENDMENT TO THE GEORGIA STATE BOARD OF COSMETOLOGY  
CHAPTER 130-5, SANITATION AND HEALTH;  
RULE 130-5-.09 PROTECTIVE CLOTHING,  
AND NOTICE OF PUBLIC HEARING**

**TO ALL INTERESTED PARTIES:**

Notice is hereby given that pursuant to the authority set forth below, the Georgia State Board of Cosmetology (hereinafter "Board") proposes amendments to the Georgia State Board of Cosmetology Rules, Chapter 130-5; Rule 130-5-.09 (herein after "proposed rule amendments").

This notice, together with an exact copy of the proposed rule amendments and a synopsis of the proposed rule amendments, is being mailed to all persons who have requested, in writing, that they be placed on a mailing list. A copy of this notice, an exact copy of the proposed rule amendments, and a synopsis of the proposed rule amendments may be reviewed during normal business hours of 8:00 A.M. to 5:30 P.M., Monday through Friday, except official State holidays, at the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. These documents will also be available for review on the Georgia State Board of Cosmetology web page at <http://www.sos.ga.gov/plb/cosmetology>. Copies may also be requested by contacting the Board office at (478) 207-2440.

A public hearing will be held at 9:30 a.m. on March 17, 2014 at the Secretary of State's Professional Licensing Boards Division, 237 Coliseum Drive in Macon, Georgia 31217 to provide the public an opportunity to comment upon and provide input into the proposed rule amendments.

At the public hearing anyone may present data, make a statement, comment or offer a viewpoint or argument whether orally or in writing. Lengthy statements or statements of a considerable technical or economic nature, as well as previously recorded messages, must be submitted for the official record. Oral statements should be concise and will be limited to five (5) minutes per person. Additional comments should be presented in writing. Written comments are welcome. Such written comments must be legible and signed, should contain contact information from the maker (address, telephone number and/or facsimile number, etc.) and be actually received in the office prior to the close of business (5:30 P.M.) on March 3, 2014. Written comments should be addressed to Lisa W. Durden, Division Director, Secretary of State, Professional Licensing Boards Division, Georgia State Board of Cosmetology; 237 Coliseum Drive, Macon, Georgia 31217. Telephone (478) 207-2440 or Fax (478) 314-9159.

The proposed rule amendments will be considered for adoption by the Georgia State Board of Cosmetology at its meeting on March 17, 2014 at 9:30 a.m. at the Secretary of State's Professional Licensing Boards Division, 237 Coliseum Drive in Macon, Georgia 31217. According to the Department of Law, State of Georgia, the Georgia State Board of Cosmetology has the authority to adopt proposed rule amendments to Rule 130-5-.09 pursuant to authority contained in O.C.G.A. §§ 43-1-24, 43-1-25, 43-10-2, and 43-10-6.

The Board will consider at its meeting on March 17, 2014 whether the formulation and adoption of the proposed rule amendments imposes excessive regulatory cost on any licensee or entity and

whether any cost to comply with the proposed rule amendments could be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §§ 43-1-24, 43-1-25, 43-10-2, and 43-10-6.

Additionally, at the meeting on March 17, 2014, the Board will consider whether it is legal or feasible to meet the objectives of O.C.G.A. §§ 43-1-24, 43-1-25, 43-10-2, and 43-10-6 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(a)(3)(A), (B), (C) and (D). The Board will consider whether the formulation and adoption of the proposed rule amendments will impact every licensee in the same manner and each licensee is independently licensed, owned and operated in the field of cosmetology.

For further information, contact the Board office at (478) 207-2440.

This notice is given in compliance with O.C.G.A. § 50-13-4.

This 4<sup>th</sup> day of February, 2014.

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Lisa W. Durden  
*Division Director*  
**Professional Licensing Boards**

Posted: February 4, 2014.

**SYNOPSIS OF PROPOSED AMENDMENTS TO THE GEORGIA STATE BOARD  
OF COSMETOLOGY  
CHAPTER 130-5 SANITATION AND HEALTH;  
RULE 130-5-.09 PROTECTIVE CLOTHING.**

**Purpose:** The purpose of the proposed rule amendments is to clarify when practitioners of the cosmetology profession in Georgia shall wear appropriate protective clothing to prevent occupational exposure to potential infectious materials.

**Main Features:** The main feature of the proposed rule amendments is to clarify when practitioners of the cosmetology profession in Georgia shall wear appropriate protective clothing to prevent occupational exposure to potential infectious materials.

**DIFFERENCES BETWEEN THE EXISTING RULE AND THE PROPOSED  
AMENDMENTS TO THE GEORGIA STATE BOARD OF COSMETOLOGY  
CHAPTER 130-5 SANITATION AND HEALTH;  
RULE 130-5-.09 PROTECTIVE CLOTHING.**

**[Note: underlined text is proposed to be added; lined-through text is proposed to be deleted.]**

**Rule 130-5-.09 Protective Clothing.**

~~Cosmetologists, hair designers, nail technicians, and estheticians in Georgia are required to abide by all state laws for cosmetology, hair design, nail care, and esthetics. The professions of cosmetology, hair design, nail technology and esthetics are subject to the guidelines and rules promulgated by Georgia State Board of Cosmetology. Cosmetologists, hair designers, nail technicians, estheticians are also subject to the provisions of O.C.G.A. § 43-1-19.~~ Practitioners of the cosmetology profession in Georgia shall wear appropriate protective clothing and/or footwear at all times during the provision of ~~for~~ clinical services to prevent occupational exposure to potential infectious materials. Appropriate clothing and footwear may include, but not be limited to, clinical jackets, gloves and/or similar outer garments for the protection from infectious or harmful materials.

Authority O.C.G.A. Sections 43-1-24, 43-1-25, 43-10-2, and 43-10-6.